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TRA DOCKET ROOM  
May 12, 2005

VIA HAND DELIVERY

Hon. Pat Miller, Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

Re: *Enforcement of Interconnection Agreement between BellSouth  
Telecommunications, Inc. and ITC^DeltaCom Communications, Inc.*

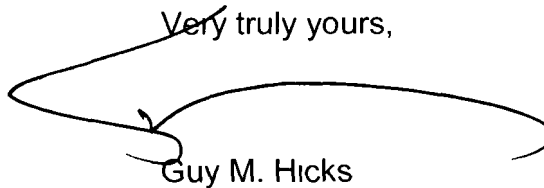
*Enforcement of Interconnection Agreement between BellSouth  
Telecommunications, Inc. and XO Tennessee, Inc.*

Docket No 02-01203

Dear Chairman Miller:

Enclosed are the original and four copies and a CD Rom of the *Affidavit of Theodore Marcus for Permission to Practice Pro Hac Vice* on behalf of BellSouth. Copies of the enclosed are being provided to counsel of record.

Very truly yours,



Guy M. Hicks

GMH ch

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Enforcement of Interconnection Agreement between BellSouth Telecommunications, Inc. and ITC^DeltaCom Communications, Inc.*

*Enforcement of Interconnection Agreement between BellSouth Telecommunications, Inc. and XO Tennessee, Inc.*

Docket No. 02-01203

**AFFIDAVIT OF THEODORE MARCUS**  
**FOR PERMISSION TO PRACTICE PRO HAC VICE**

Pursuant to Rule 19 of the Rules of the Supreme Court of the State of Tennessee, Theodore Marcus, attorney for BellSouth Telecommunications, Inc. (hereinafter "BellSouth"), hereby makes the following statement regarding his appearance as counsel *pro hac vice* in the above-referenced case on behalf of BellSouth:

1. The undersigned, Theodore Marcus, has a residence address of 3475 Willow Tree Trace, Decatur, Georgia 30034, and a business address of BellSouth Telecommunications, Inc., Suite 4300, 675 West Peachtree Street NE, Atlanta, Georgia, 30375.

2. The undersigned desires to enter an appearance on behalf of the BellSouth in the above-referenced matters.

3. The undersigned is Senior Regulatory Counsel for BellSouth.

4. The undersigned is currently licensed, is in good standing, and is admitted to practice in the District of Columbia and no disciplinary actions or investigation of Theodore Marcus' conduct is pending.

5. The undersigned agrees to subject himself to the jurisdiction of this Authority in any manner arising out of his conduct in such proceedings and agrees to be bound by the rules governing the conduct of attorneys appearing before this Authority.

FURTHER AFFIANT SAITH NOT.

Theodore C. Marcus  
Theodore Marcus

Sworn to and subscribed before me, this 11<sup>th</sup> day of May, 2005.

Lynn J. Barclay  
Notary Public

My Commission Expires:

Lynn J. Barclay  
~~Notary Public, DeKalb County, Georgia~~  
My Commission Expires August 13, 2006



## CERTIFICATE OF SERVICE

I hereby certify that on May 12, 2005, a copy of the foregoing document was served on the following, via the method indicated

- ☐ Hand
- ☒ Mail
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- ☐ Overnight
- ☐ Electronic

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- ☐ Hand
- ☒ Mail
- ☐ Facsimile
- ☐ Overnight
- ☐ Electronic

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